IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

WEDNESDAY, THE 20TH DECEMBER 2006 / 29TH AGRAHAYANA 1928

WP(C).No. 33950 of 2006(N)

PETITIONER:

WILSON, S/O.VAZHAVILA JOSEPH,
VAZHAVILA HOUSE, PARALAM P.O.,
TRISSUR.

BY ADV. SRI.SUBHASH CYRIAC

RESPONDENTS:

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1. THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES, TRISSUR.

2. THE COCHIN CO-OPERATIVE AGRICULTURAL DEVELOPMENT BANK LTD.NO.329, TRISSUR, REPRESENTED BY THE SECRETARY, TRISSUR.

3. SPECIAL SALE OFFICER,
THE COCHIN CO-OPERATIVE AGRICULTURAL DEVELOPMENT BANK, TRISSUR.

4. STATE OF KERALA, REP. BY THE SECRETARY,
DEPT. OF CO-OPERATIVE SOCIETIES,
SECRETARIAT, THIRUVANANTHAPURAM.

BY SENIOR GOVT. PLEADER SRI.P.N.SANTHOSH.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.M. JAMES, J.

W.P.(C) No. 33950 of 2006

Dated this the 20th December, 2006.

J U D G M E N T

The writ petitioner is a defaulter of the second respondent, Society. Proceedings had been initiated against him by the second respondent through the third respondent, Special Sale Officer, as per Ext.P1 notice. Petitioner has approached this Court praying that the benefits of the one time settlement scheme may be extended to him, and the he would abide by the conditions that may be imposed on him, as per Circular No.27/2006 dated 29.6.2006.

2. After hearing all concerned, I dispose of the writ petition, directing the writ petitioner to file a fresh representation before the second respondent immediately. On receipt of the same, the second respondent shall dispose of the same, extending all the benefits under the one time settlement scheme, in accordance with Circular No.27/2006, on or before 29.12.2006.

3. If sale of the property is already effected before this Order reaches the second respondent, on realising the entire amount due to the second respondent, as per the settlement scheme, the remedial measures shall be initiated, so that there shall be no encumbrance on the property that may be brought to sale.

J.M. JAMES,
JUDGE

nj.